

Agenda Item Form

Agenda Date: 8/24/04

Districts Affected: All

Dept. Head/Contact Information: David G. Dobson, Director

Type of Agenda Item:

- | | | |
|---|---|--|
| <input checked="" type="checkbox"/> Resolution | <input type="checkbox"/> Staffing Table Changes | <input type="checkbox"/> Board Appointments |
| <input type="checkbox"/> Tax Installment Agreements | <input type="checkbox"/> Tax Refunds | <input type="checkbox"/> Donations |
| <input type="checkbox"/> RFP/ BID/ Best Value Procurement | <input type="checkbox"/> Budget Transfer | <input type="checkbox"/> Item Placed by Citizen |
| <input type="checkbox"/> Application for Facility Use | <input type="checkbox"/> Bldg. Permits/Inspection | <input type="checkbox"/> Introduction of Ordinance |
| <input type="checkbox"/> Interlocal Agreements | <input type="checkbox"/> Contract/Lease Agreement | <input type="checkbox"/> Grant Application |
| <input type="checkbox"/> Other _____ | | |

Funding Source:

- ☐ General Fund
- ☒ Grant (duration of funds: 12 Months)
- ☐ Other Source: _____

Legal:

- ☒ Legal Review Required Attorney Assigned (please scroll down): Lee Ann Koehler ☒ Approved ☐ Denied

Timeline Priority: ☒ High ☐ Medium ☐ Low # of days: 3

Why is this item necessary:

The Mayor's signature is required on the Agreement Amendment for an extension of the EPA Brownfields Site Assessment Demonstration Pilot

Explain Costs, including ongoing maintenance and operating expenditures, or Cost Savings:

No cost to the City

Statutory or Citizen Concerns:

None


Departmental Concerns:

Please Fast Track.

**City of El Paso
Economic Development Department**

M E M O R A N D U M

TO: Mayor & Council
Jim Martinez, CAO

FROM: David G. Dobson, Director 

SUBJECT: City Council Consent Agenda, August 24, 2004
El Paso Brownfields Demonstration Pilot No. BP-98686001-3

DATE: August 18, 2004

The Economic Development Department is requesting City Council approval and authorization for the Mayor to sign an Amended Agreement with the U.S. Environmental Protection (EPA) for extension of the City's Brownfields Demonstration Pilot Program.

The current Agreement will expire on September 30, 2004, and this Amendment will extend the budget and project period of the grant to September 30, 2005. The Brownfields Demonstration Pilot is used to assist with the Phase I and Phase II Site Assessments that are necessary to determine if a proposed property has any contamination. The remaining balance of the Brownfields Demonstration Pilot Program is enough to warrant an extension of the grant. The Amendment does not require any new or additional allocations of funds on the part of the City. All other aspects of the Original Agreement remain unchanged.

Staff recommends the approval of the Amendment and the authorization for the Mayor to execute same on behalf of the City.

Please let me know if there are any questions.

RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign an Assistance Amendment to the El Paso Brownfields Site Assessment Demonstration Pilot Assistance Agreement No. BP-98686001-0 to extend the budget and project period of September 30, 2005. The award amount remains \$200,000, subject to the terms and conditions of the original award, as amended.

ADOPTED this 24th of August 2004.


CITY OF EL PASO

Joe Wardy, Mayor

ATTEST:

Richarda Duffy Momsen
City Clerk

APPROVED AS TO FORM:

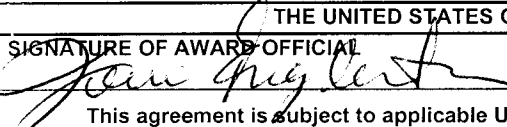


Lee Ann B. Koehler
Assistant City Attorney

APPROVED AS TO CONTENT:



David G. Dobson, Director
Economic Development Department

	U.S. ENVIRONMENTAL PROTECTION AGENCY Assistance Amendment		ASSISTANCE ID NO.		DATE OF AWARD AUG 03 2004	
			PRG	DOC ID		AMEND#
			BP - 98686001 - 3			MAILING DATE AUG 03 2004
			TYPE OF ACTION No Cost Amendment			
RECIPIENT TYPE: Municipal		Send Payment Request to: Las Vegas Finance Center		ACH# E269		
RECIPIENT: City of El Paso 2 Civic Center Plaza El Paso, TX 79901 EIN: 74-6000749		PAYEE: City of El Paso 2 Civic Center Plaza El Paso, TX 79901				
PROJECT MANAGER David Dobson 2 Civic Center Plaza El Paso, TX 79901 E-Mail: Phone: 915-533-4284		EPA PROJECT OFFICER Mike Cockrell 1445 Ross Avenue, 6SF-PB Dallas, TX 75202-2733 E-Mail: Cockrell.Mike@epamail.epa.gov Phone: 214-665-2124		EPA GRANT SPECIALIST Jeraldine Englerth Grants Management Office, 6MD-RX E-Mail: Englerth.Jeraldine@epamail.epa.gov Phone: 214-665-7402		
PROJECT TITLE AND EXPLANATION OF CHANGES El Paso Brownfields Brownfields Site Assessment Demonstration Pilot Grant. Conduct community involvement, initiate redevelopment of at least six brownfields sites, and initiate activities leading to the sustainability of the Brownfields Site Demonstration Pilot effort beyond the grant-funding period. This amendment extends the budget and project periods From: 10/01/2001 - 09/30/2004 To: 10/01/2001 - 09/30/2005. The award remains \$200,000 (Federal).						
BUDGET PERIOD 10/01/2001 - 09/30/2005		PROJECT PERIOD 10/01/2001 - 09/30/2005		TOTAL BUDGET PERIOD COST \$200,000.00		
				TOTAL PROJECT PERIOD COST \$200,000.00		
NOTE: The Agreement must be completed in duplicate and the Original returned to the appropriate Grants Management Office listed below, within 3 calendar weeks after receipt or within any extension of time as may be granted by EPA. Receipt of a written refusal or failure to return the properly executed document within the prescribed time, may result in the withdrawal of the offer by the Agency. Any change to the Agreement by the Recipient subsequent to the document being signed by the EPA Award Official, which the Award Official determines to materially alter the Agreement, shall void the Agreement.						
OFFER AND ACCEPTANCE						
The United States, acting by and through the U.S. Environmental Protection Agency (EPA), hereby offers Assistance/Amendment to the <u>City of El Paso</u> for <u>100.00</u> % of all approved costs incurred up to and not exceeding <u>\$200,000</u> for the support of approved budget period effort described in application (including all application modifications) cited in the Project Title and Description above, signed <u>06/26/2001</u> included herein by reference.						
ISSUING OFFICE (GRANTS MANAGEMENT OFFICE)			AWARD APPROVAL OFFICE			
ORGANIZATION / ADDRESS Management Division, 6MD-RX Fountain Place 1445 Ross Avenue Dallas, TX 75202-2733			ORGANIZATION / ADDRESS U.S. EPA, Region 6 Superfund Division (6SF) 1445 Ross Avenue, Suite 1200 Dallas, TX 75202-2733			
THE UNITED STATES OF AMERICA BY THE U.S. ENVIRONMENTAL PROTECTION AGENCY						
SIGNATURE OF AWARD OFFICIAL 		TYPED NAME AND TITLE Jerri Englerth, Grants Specialist		DATE AUG 03 2004		
This agreement is subject to applicable U.S. Environmental Protection Agency statutory provisions and assistance regulations. In accepting this award or amendment and any payments made pursuant thereto, (1) the undersigned represents that he is duly authorized to act on behalf of the recipient organization, and (2) the recipient agrees (a) that the award is subject to the applicable provisions of 40 CFR Chapter 1, Subchapter B and of the provisions of this agreement (and all attachments), and (b) that acceptance of any payments constitutes an agreement by the payee that the amounts, if any found by EPA to have been overpaid will be refunded or credited in full to EPA.						
BY AND ON BEHALF OF THE DESIGNATED RECIPIENT ORGANIZATION						
SIGNATURE 		TYPED NAME AND TITLE Joe Wardy, Mayor		DATE		

ATTEST:

RICHARDA DUFFY MOMSEN, City Clerk

APPROVED AS TO FORM:

LEE ANN B. KOEHLER, Assistant City Attorney

APPROVED AS TO CONTENT:

Economic Development Department

EPA Funding Information

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FUNDS	FORMER AWARD	THIS ACTION	AMENDED TOTAL
EPA Amount This Action	\$ 200,000	\$	\$ 200,000
EPA In-Kind Amount	\$ 0	\$	\$ 0
Unexpended Prior Year Balance	\$ 0	\$	\$ 0
Other Federal Funds	\$ 0	\$	\$ 0
Recipient Contribution	\$ 0	\$	\$ 0
State Contribution	\$ 0	\$	\$ 0
Local Contribution	\$ 0	\$	\$ 0
Other Contribution	\$ 0	\$	\$ 0
Allowable Project Cost	\$ 200,000	\$ 0	\$ 200,000

Assistance Program (CFDA)	Statutory Authority	Regulatory Authority
66.811 - Brownfield Pilots Cooperative Agreements	CERCLA: Sec. 104	40 CFR PART 31

[illegible]

Budget Summary Page

Table A - Object Class Category (Non-construction)	Total Approved Allowable Budget Period Cost
1. Personnel	\$15,587
2. Fringe Benefits	\$3,372
3. Travel	\$3,144
4. Equipment	\$0
5. Supplies	\$4,595
6. Contractual	\$36,163
7. Construction	\$0
8. Other	\$137,139
9. Total Direct Charges	\$200,000
10. Indirect Costs: % Base	\$0
11. Total (Share: Recipient <u>0.00</u> % Federal <u>100.00</u> %.)	\$200,000
12. Total Approved Assistance Amount	\$200,000
13. Program Income	\$0

Administrative Conditions

All Administrative Conditions Remain the Same

Programmatic Conditions

All Programmatic Conditions Remain the Same